

06/09/2008 15:30 FAX

STEPTOE JOHNSON

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2008 JUN 10 PM 4:38

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 10/719,017

Confirmation No. 9160

In re Application of:

Art Unit: 2174

SHUJI FUJII

Examiner: Jinhee J. Lee

Filed: November 24, 2003

For: POLYMER POST INSULATOR APPARATUS

REQUEST FOR REFUND

U.S. PATENT AND TRADEMARK OFFICE
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, Virginia 22313

At all times in the period June through September, 2007, the undersigned was attorney of record in the above-identified U.S. patent application Serial No. 10/719,017.

In that application, the USPTO mailed a non-final Office Action on June 1, 2007, a copy of the first two pages of which are attached hereto as Appendix A.

An Amendment [Appendix B] responsive to the Office Action mailed June 1, 2007 was filed in the USPTO on September 4, 2007, the Tuesday after Labor Day which in 2007 fell on Monday September 3, 2007. Thus, Saturday September 1 and Sunday September 2 were weekend days, and Monday September 3, 2007 was a holiday. Accordingly, the Amendment filed Tuesday, September 4, 2007 was timely filed at the end of the shortened statutory period of three months set on page 2 of the Office Action mailed June 1, 2007.

It has come to the undersigned's attention that for reasons unknown to the undersigned or anyone else in the undersigned's law firm, the USPTO on September 13, 2007 charged

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Serial No. 10/719,017

\$1,590.00 to this law firm's Deposit Acct. No. 19-4293, as evidenced by the copy of the deposit account statement attached hereto as Appendix C (see page 2 thereof).

As of the September 4, 2007 filing of the Amendment [Appendix B] responsive to the Office Action mailed June 1, 2007 [Appendix A] there was no need for any request for, or charge against this firm's deposit account for, any extension of time relating to the September 4 Amendment responsive to the June 1 Office Action. Accordingly, the undersigned hereby respectfully requests that the USPTO immediately credit this firm's Deposit Acct. No. 19-4293 with the full amount of \$1,590.00, and confirm same in writing to the undersigned.

Should anyone at the USPTO have any questions concerning this request they are invited to telephone the undersigned at the number listed below.

Respectfully submitted,

STEPTOE & JOHNSON LLP



Roger W. Parkhurst
Reg. No. 25,177

Date: June 9, 2008

STEPTOE & JOHNSON LLP
1330 Connecticut Avenue, NW
Washington, DC 20036
Tel: 202-429-6420
Fax: 202-429-3902

Attorney Docket No. 28953.8002

Attachments: Appendices A-C

CERTIFICATE OF TRANSMISSION

I hereby certify that the attached correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at Facsimile Number (571) 273-8300 on 06/09/2008, 2008

By: Hortense G. Coleman
Hortense G. Coleman

08/09/2008 15:30 FAX

STEPTOE JOHNSON

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
COMMISSIONER FOR PATENTS
P.O. BOX 1450
Alexandria, Virginia 22313-1450
uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/719,017	11/24/2003	Sabji Fujii	PRON: 002	9160
22890	7590	06/01/2007	EXAMINER	
STEPTOE & JOHNSON LLP 1330 CONNECTICUT AVENUE, N.W. WASHINGTON, DC 20036			LEE JINHEE J	
		ART UNIT	PAPER NUMBER	
		2174		
		MAIL DATE	DELIVERY MODE	
		06/01/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

PTOL-90A (Rev. 04/07)

APPENDIX A

PAGE 377 RCV'D AT 6/9/2008 3:35:33 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6J35 * DNS:2738300 * CSID: * DURATION (mm:ss):01:32

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Office Action Summary	Application No.	Applicant(s)
	10/719,017	FUJII, SHUJI
	Examiner Jinhee J. Lee	Art Unit 2174

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- The period for reply specified above is less than Thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period to reply is specified above, the minimum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(e).

Status

1) Responsive to communication(s) filed on 10 January 2007 and 12 March 2007.

2a) This action is FINAL.

2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) Claim(s) 4-6 and 8-16 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) Claim(s) _____ is/are allowed.

6) Claim(s) 4-6 and 8-16 is/are rejected.

7) Claim(s) _____ is/are objected to.

8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(g).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-162.

Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) Notice of References Cited (PTO-892)
 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
 Paper No(s)/Mail Date _____

4) Interview Summary (PTO-413)
 Paper No(s)/Mail Date _____

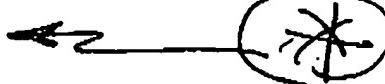
5) Notice of Informal Patent Application (PTO-152)
 6) Other: _____

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PATENT

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Serial No. 10/719,017

Confirmation No. 9160

In re Application of:

Art Unit: 2174

SHUJI FUJII

Examiner: Jinhee J. Lee

Filed: November 24, 2003

For: POLYMER POST INSULATOR APPARATUS

AMENDMENT

U.S. PATENT AND TRADEMARK OFFICE
Customer Service Window – Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, Virginia 22313

Sir:

In response to the Office Action mailed June 1, 2007, please amend the above-identified application as follows:

APPENDIX B



Return To:
USPTO Home Page

Finance Online Shopping Page

Deposit Account Statement

Requested Statement Month:	September 2007
Deposit Account Number:	194293
Name:	STEPTOE & JOHNSON, LLP
Attention:	DOCKET ADMINISTRATOR
Street Address 1:	1330 CONNECTICUT AVE., N.W.
Street Address 2:	
City:	WASHINGTON
State:	DC
Zip:	20036-1795
Country:	UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL

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Deposit Account Statement

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\$1,590.00 \$69.49

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PAGE 7/7 *RCVD AT 6/9/2008 3:35:33 PM [Eastern Daylight Time] *SVR:USPTO-EFXRF-6/35 *DNIS:2738300 *CSID: *DURATION (mm:ss):01-32